

Mayor O'Brien opened the Council Meeting at 7:00 PM followed by a short prayer and salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Theresa Farbaniec, Municipal Clerk announced that this November 13, 2018 Council Meeting had been advertised and posted in accordance with Open Public Meetings Act Chapter 231, P.L. 1975 by advertising in the Home News Tribune, notifying the Star Ledger and the Sentinel Publishing Co., posting on the bulletin board, and is on file in her office.

- **ROLL CALL:**

Present: Councilpersons Buchanan, Grillo, Kilpatrick, Lembo, Novak

Absent: Councilman Lembo  
Councilman Melendez (resigned, effective 11-18-18)

Others Present: Mayor Kennedy O'Brien  
Daniel E. Frankel, Business Administrator  
Denise Biancamano, C.F.O./Treasurer  
Theresa A. Farbaniec, Municipal Clerk  
Michael DuPont, Esq., Borough Attorney  
Jay Cornell, P.E., Borough Engineer

Others Absent: None

- **APPROVAL OF PRIOR MINUTES OF THE MAYOR AND COUNCIL:**

Council President Kilpatrick moved the following minutes be approved, subject to correction if necessary:

☞ November 13, 2018 - Regular Session Minutes

Seconded by Councilman Buchanan.

Roll Call: Councilpersons Kilpatrick, Buchanan, Grillo, Novak, all Ayes.

- **PROCLAMATION & PRESENTATIONS - None**

**Mayor O'Brien called for Old and New Business.**

- **OLD BUSINESS:**

a) Public Hearing on the following Ordinances:  
- None

b) Appointments:  
Mayor O'Brien appointed Kevin Kelly to the open seat on the Planning Board.

Questions from the council as to who he would be replacing. Clerk stated that there was a vacancy.

- **NEW BUSINESS:**

a) Received notice of resignation from Councilman Melendez, effective immediately.

Mayor O'Brien asked if there was a motion to receive for the record.

**Motion was made by Councilwoman Novak and seconded by Council President Kilpatrick.**

Roll Call: Councilpersons, Novak, Buchanan, Grillo, Kilpatrick, all Ayes.

Comments made by the Mayor and some Councilmembers for the record, with gratitude and thanking him for his service and his accomplishments in IT and recreation.

b) Nominations to fill the vacancy of Councilman Melendez for his unexpired term through 2019.

Mayor O'Brien stated that there was an e-mail dated Wednesday, November 21, 2018 received from the Democratic Organization to the Clerk with a list of three nominations for appointment replacing Co. Melendez in his unexpired term. He said that those nominations were David McGill, William Henry and Kenneth Scott. Mayor asked if there was a motion accepting this e-mail for the record. Council President Kilpatrick made the motion, seconded by Councilwoman Novak.

Roll Call: Voice vote, all Ayes.

Mayor then asked if there was a nomination for appointment to this Council seat for the unexpired term.

Council President Kilpatrick nominated Dave McGill to fill the unexpired term of Ricci Melendez. Seconded by Councilman Buchanan.

Mayor asked if there were any other nominations. None made.

Mayor then called for a Roll Call on the nomination of Dave McGill.

Roll Call: Councilpersons Kilpatrick, Grillo, Novak, Buchanan.

Mayor called Mr. McGill to come forward to be sworn in.

Borough Clerk Farbaniec administered the Oath of Office to Mr. McGill and Councilman for the unexpired term of Ricci Melendez, expiring December 31, 2019.

The Mayor then announced that we would be retreating into Executive Session.

- **EXECUTIVE SESSION** – Litigation & Personnel / Negotiations

Borough Attorney Mr. DuPont read the following Executive Session Resolution into record.

#### **RESOLUTION FOR CLOSED SESSION**

**WHEREAS**, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975 permits the exclusion of the public from a meeting in certain circumstances, and

**WHEREAS**, this public body is of the opinion that such circumstances presently exist;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Sayreville, County of Middlesex, State of New Jersey, as follows:

1. The public portion of this meeting is hereby adjourned in order that the Governing Body may meet in a closed, private session for approximately 5-15 minutes to discuss the following matters:

- Litigation & Personnel / Negotiations

2. Following the conclusion of said closed session, the Governing body shall reconvene the open portion of this meeting to consider any other matters which may be properly brought before it at this time.

3. The nature and content of discussion which occurs during closed session shall be made public at the time the need for non-disclosure no longer exists.

**NOW, THEREFORE BE IT RESOLVED** that the public be excluded and this resolution shall take effect immediately.

/s/ Victoria Kilpatrick, Council President

APPROVED:

/s/ Kennedy O'Brien, Mayor

**Councilwoman Novak moved the Executive Session Resolution be adopted on Roll Call Vote. Motion seconded by Council President Kilpatrick.**

Roll Call: Councilpersons Novak, Buchanan, Grillo, Kilpatrick, McGill, all Ayes.

Time: 7:45 PM

**Reconvene:**

Councilman Buchanan made a **motion to reconvene**. Motion was seconded by Councilwoman Novak.

Roll Call: Voice Vote, all Ayes. - Time 7:45 PM

Mayor called for the next order of business.

The Borough Clerk announced the introduction of the following,

c) Introduction of the following ordinances:

**ORDINANCE #432-18**

**AN ORDINANCE SUPPLEMENTING AND AMENDING  
CHAPTER XII OF THE REVISED GENERAL ORDINANCES  
OF THE BOROUGH OF SAYREVILLE TO AMEND  
SECTION 12.1 STATE UNIFORM CONSTRUCTION CODE**

(Pl. & Zoning Committee – Public Hearing Dec. 17, 2018) [minor correction]

Council President Kilpatrick moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing to be held on December 17, 2018. Motion seconded by Councilman Buchanan.

Roll Call: Councilpersons Kilpatrick, Buchanan, Grillo, McGill, Novak, all Ayes.

At this time Mayor called upon Ed Strek to make the announcement about the Pearl Harbor remembrance ceremony.

Mr. Strek stated that on December 7<sup>th</sup> at 7:55AM there will be a joint service at the Buchanan Water Front Park by the VFW 4699 and American Legion Post 211 commemorating Pearl Harbor Day. He said that there will be a wreath service at 21 Gun Salute followed by taps for the deceased veterans.

• **CONSENT AGENDA/RESOLUTIONS**

Mayor O'Brien opened the meeting to the public for questions or comments on Consent Agenda Resolutions.

Those appearing were:

- Jim Robinson, 11 Borelle Square

Questioned Resolution 2018-390 Authorizing CME to prepare a Traffic Study on the Mocco Property and if that study was going to anticipate the extension of Lakeview Drive?

Jay Cornell stated that it would be addressed/evaluated as part of the study.

Mr. Robinson said that it is in the Master Plan, so the law required that it be extended if there be development adjacent to it. The Engineer responded that he does not want to speak to the law, but there is also litigation and reports prepared by other professionals, so the majority of what will be reviewed will be their analysis. The Borough Attorney added that CME will be doing just that preparing the Traffic Study. Mr. Robinson then stated what assumptions there would be for the report. Mr. DuPont said that they had to see what is in the report that Mr. Mocco's professionals had prepared first.

There were no further questions or comments.

**Councilwoman Novak made a motion to close the public portion and adopt the Consent Agenda Resolutions on Roll Call Vote. Motion was seconded by Councilman Buchanan.**

Roll Call: Councilpersons Novak, Buchanan, Grillo, Kilpatrick, McGill, all Ayes. Carried.

**RESOLUTION #2018-387**

**WHEREAS**, all bills submitted to the Borough of Sayreville covering services, work, labor and material furnished the Borough of Sayreville have been duly audited by the appropriate committee;

**NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED** that all bills properly verified according to and properly audited by the appropriate committees be and the same are hereby ordered to be paid by the appropriate Borough officials.

/s/ Kennedy O'Brien, Mayor

/s/ Daniel Buchanan, Councilman

Absent  
Pasquale Lembo, Councilman

/s/ Steven Grillo, Councilman

/s/ David McGill, Councilman

/s/ Victoria Kilpatrick, Councilwoman

/s/ Mary J. Novak, Councilwoman

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael DuPont, Esq., Borough Attorney

**Bill list of November 26, 2018 in the amount of \$5, 927, 335.34 in a separate Bill List File for 2018 (See Appendix Bill List 2018-A for this date).**

**RESOLUTION #2018-388**

**WHEREAS**, the Borough Clerk is in receipt of applications for **renewal of licenses for the year 2019** covering the following:

Barber & Beauty Shops  
Junkyards  
Private Horse Stable Operator  
Taxi Cab Owner/Operator  
Temporary Trailer  
Motels

**NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED** by the Mayor and Borough Council that applications for license renewals for the year 2018 for the

aforementioned be and the same are hereby approved, subject to the completion of the proper paperwork.

/s/Mary J. Novak, Councilwoman  
(Admin. & Finance Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/Michael DuPont, Borough Attorney

**ATTEST:**

**APPROVED:**

/s/Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/Kennedy O'Brien, Mayor

**RESOLUTION #2018-389**  
**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE**  
**COUNTY OF MIDDLESEX, STATE OF NEW JERSEY,**  
**AUTHORIZING MEMBERSHIP IN HUNTERDON COUNTY EDUCATIONAL**  
**SERVICES COMMISSION COOPERATIVE PURCHASING PROGRAM**

**WHEREAS**, N.J.S.A. 40A:11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing for its administration; and

**WHEREAS**, THE Hunterdon County Educational Services Commission, hereinafter referred to as the "Lead Agency" has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services; and

**WHEREAS**, the Governing Body of the Borough of Sayreville, Middlesex County, New Jersey (hereinafter "Borough") has been informed of the benefits of membership in the Hunterdon County Educational Services Commission Cooperative Purchasing Program; and

**WHEREAS**, the Governing Body of the Borough of Sayreville has applied for membership in the Hunterdon County Educational Services Commission in order to purchase services, equipment, etc. from vendors approved by the Hunterdon County Educational Services Commission thus saving in costs for products and administration time; and

**WHEREAS**, Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Qualified Purchasing Agent is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency and the Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

**THEREFORE, BE IT AND IT IS HEREBY RESOLVED** that Mayor Kennedy O'Brien and the Governing Body of the Borough of Sayreville approve the Borough's membership and purchase through the Hunterdon County Educational Services Commission Cooperative Purchasing Program, a NJ State Approved Cooperative Purchasing Program #24-HUNCCP.

/s/ Mary J. Novak  
Councilwoman  
(Admin. & Finance Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael DuPont  
Borough Attorney

**ATTEST:**

**APPROVED:**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien  
Mayor

**RESOLUTION #2018-390**

**NOW, THEREFORE BE IT RESOLVED** that the CME Associates is hereby authorized and directed to prepare a Traffic Study on the Mocco Property, in an amount not to exceed \$15,000.00.

/S/ Mary J. Novak, Councilwoman  
(Admin. & Finance Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/S/ Michael DuPont, Borough Attorney

**ATTEST:**

**APPROVED:**

/S/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/S/ Kennedy O'Brien, Mayor

**RESOLUTION #2018-391**

**BE IT RESOLVED** that the proper Borough officials are hereby authorized and directed to Cancel the preauthorized purchase of six (6) police interceptors from Winner Ford and proceed with the alternate purchase of four (4) Chevy Tahoe Police SUV's through Cranford Police Cooperative Purchasing Program #47-CPCPS Contract 18-01 from Mall Chevrolet in an amount not to exceed \$147,440.00.

/s/ Daniel Buchanan, Councilman  
(Public Safety Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael DuPont  
Borough Attorney

**ATTEST:**

**APPROVED:**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien  
Mayor

**RESOLUTION #2018-392**

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AUTHORIZING THE MAYOR AND BOROUGH COUNCIL TO ACCEPT THE TRAFFIC CONTROL PLAN FOR MAIN STREET**

**WHEREAS**, Middlesex County Engineering Department has contracted with Naik Consulting Group, P.C. to provide engineering services to Middlesex County Engineering Department regarding the Milling and Paving and Removal of Old Trolley Ties and Ballast on Main Street between Brookside Avenue and Burnett Avenue; and

**WHEREAS**, in order for the project to be completed Naik Consulting Group, P.C. has proposed certain alternating traffic and detour plans called the Traffic Control Plans; and

**WHEREAS**, the Traffic Control Plans have been reviewed and approved by Sgt. Bartlinski and Sgt. Braile of the Sayreville Police Department; and

**BE IT AND IT IS HEREBY RESOLVED** that the Governing Body of the Borough of Sayreville accepts the Traffic Control Plans as proposed by Naik Consulting Group, P.C. and the Borough Clerk shall forward a certified copy of this Resolution to the Middlesex County Engineering Department.

/s/ Victoria Kilpatrick, Councilwoman  
(Public Works Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael DuPont  
Borough Attorney

**ATTEST:**

**APPROVED:**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien  
Mayor

**RESOLUTION #2018-393**

**BE IT RESOLVED** that the proper Borough officials are hereby authorized to purchase, through State Contract #T2100/A88727, One (1) Ford F-250 Truck for he for the Borough of Sayreville, Fire Dept., from Beyer Ford, 170 Ridgedale Ave., Morristown, NJ 07960, at a total cost not to exceed \$37,703.00.

/s/ Daniel Buchanan  
Councilman  
(Public Safety Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael DuPont  
Borough Attorney

**ATTEST:**

**APPROVED:**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien  
Mayor

**RESOLUTION #2018-394**

**WHEREAS**, the Borough is presently the owner of a vehicle which is no longer required for public use; and

**WHEREAS**, it has been determined that the best interest of the Borough will be served by disposing of said vehicle to the highest bidder;

**NOW THEREFORE BE IT AND IT IS HEREBY RESOLVED:**

- 1) That the Qualified Purchasing Agent of the Borough of Sayreville is hereby authorized and directed to advertise for the receipt of bids for the said vehicle.
- 2) The said notice of sale shall describe said vehicle and state when and where same may be inspected.
- 3) Notice shall state that the borough reserves the right to reject any and all bids at their sole discretion.
- 4) All items will be sold on an "as is and where is" basis.
- 5) The identity of the motor vehicles are as follows:

<b>Year/Make/Model</b>	<b>VIN</b>
2000 Volvo Tandum Dump Truck	14VSC2HRH0XN521306

/s/Victoria Kilpatrick, Councilwoman  
(Public Works Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/Michael DuPont, Borough Attorney

**ATTEST:**

/s/Theresa A. Farbaniec, RMC  
Municipal Clerk

**APPROVED:**

/s/Kennedy O'Brien, Mayor

**RESOLUTION #2018-395**

**WHEREAS**, on November 2, 2018 the Borough of Sayreville received bids for "Rock Salt"; and

**WHEREAS, the** Certification as to Availability of Funds is annexed hereto;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council on this 26<sup>th</sup> day of November, 2018 , that:

1. Contract for the "Rock Salt" with Option 1 be awarded to Morton Salt, Chicago, IL 60606 on an as needed basis in an amount not to exceed \$422,900.00 appears on copy of

bid document attached hereto and made a part hereof and is subject to the waiver of minor irregularities.

/s/ Victoria Kilpatrick  
Councilwoman  
(Public Works Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael DuPont  
Borough Attorney

**ATTEST:**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

**APPROVED:**

/s/ Kennedy O'Brien  
Mayor

**RESOLUTION #2018-396**

**BE IT RESOLVED** that the following person is hereby appointed to the following title and department as per NJ Civil Service Commission Procedures:

**NAME OF APPOINTEE:** Matthew Zonak

**POSITION:** Laborer

**DEPARTMENT:** Dept. of Public Works

**EFFECTIVE:** December 1, 2018

**BE IT FURTHER RESOLVED** that the compensation to be paid such appointee shall be fixed and determined by the Salary Ordinance or appropriate resolution adopted thereunder fixing the compensation to be paid municipal employees and that this appointment be made subject to all the rules and regulations of the New Jersey Civil Service Commission.

/S/ Victoria Kilpatrick  
Victoria Kilpatrick, Councilwoman  
(Public Works Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael DuPont  
Michael DuPont, Borough Attorney

**ATTEST:**  
/s/ Theresa A. Farbaniec  
Theresa A. Farbaniec, RMC  
Municipal Clerk

**BOROUGH OF SAYREVILLE**  
/s/Kennedy O'Brien  
Kennedy O'Brien  
Mayor

**RESOLUTION #2018-397**

**BE IT AND IT IS HEREBY RESOLVED** that the proper Borough Officials are hereby authorized and directed to execute a three (3) year agreement with the Middlesex county Utilities Authority for the disposal of Acceptable Solid Waste at the Middlesex County Landfill, effective January 1, 2019 through December 31, 2021.

/s/ Victoria Kilpatrick  
Councilwoman  
(Public Works Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael DuPont, Borough Attorney

**ATTEST:**  
/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

**BOROUGH OF SAYREVILLE**  
/s/ Kennedy O'Brien,  
Mayor

**RESOLUTION #2018-398**

**BE IT RESOLVED** that the proper Borough officials are hereby authorized to Award a contract for the Removal and Replacement of Radio Infrastructure at the Pulaski Avenue Tank to Tactical Public Safety of Berlin, NJ through New Jersey State Contract #T-0109/A83923 at a total cost not to exceed \$42,203.00.

/s/ Steven Grillo  
Councilman  
(Water & Sewer Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael DuPont  
Borough Attorney

**ATTEST:**  
/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

**APPROVED:**  
/s/ Kennedy O'Brien  
Mayor

**RESOLUTION #2018-399**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the director of the Division of Local Finance may approve the insertion of any special item of revenue in the budget of any county or municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation of equal amount:

**SECTION 1.**

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Sayreville hereby requests the Director of the Division of Local Finance to approve the insertion of the following items of revenue in the budget of the year 2018 in the sums contained in **Section 2** which items are now available as a revenue from the following sources:

**SECTION 2.**

- New Jersey Solid Waste Administration
  - Clean Communities Program - \$72,363.79
- Bureau of Justice Assistance
  - 2018 Bulletproof Vest Partnership Grant - \$8,341.13
- New Jersey Division of Criminal Justice
  - Safe and Secure Communities Program \$60,000.00
- Middlesex County Dept. of Community Affairs
  - Municipal Alliance Grant - \$42,655.00 / Match \$10,663.75
- New Jersey Division of Highway Safety
  - Occupant Protection Grant \$4,180.00
- New Jersey Division of Highway Safety
  - Drunk Driving Enforcement Fund \$58,505.85
- Middlesex County Dept. of Public Safety
  - Recycling Enhancement Grant \$10,075.00

**SECTION 3.**

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately.

/s/ Mary J. Novak, Councilwoman  
(Admin. & Finance Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien,  
Mayor

**RESOLUTION #2018-400**

**BE IT AND IT IS HEREBY RESOLVED** that the following transfers between 2018 Budget Appropriations be and the same are hereby authorized to be made in the following manner to wit:

<b><u>CURRENT FUND</u></b>	<b><u>FROM</u></b>	<b><u>TO</u></b>
Tax Collection (1145-0125-1)		10,000.00
Planning Board (1180-0155-2)		6,000.00
Zoning Board of Adjustment (1185-0160-2)		13,500.00
Uniform Fire Safety (1265-0306-2)		200.00
Celebration of Public Events (1420-0711-2)		3,000.00
Sewerage Process/Disposal (2455-0520-2)		400,000.00

Interest on Notes (2935-2040-2)		1,750.00	
Administration (1100-0106-1)		15,000.00	
Financial Administration (1130-0110-1)	22,000.00		
Financial Administration (1130-0110-2)	10,000.00		
Audit Services (1135-0111-2)	20,000.00		
Cost of Appraisals (1150-0121-2)	20,000.00		
Engineering (1165-0145-2)	20,000.00		
Master Planning Program (1180-0165-2)	10,000.00		
UCC Enforcement (1195-0330-1)	35,000.00		
Group Insurance (1220-0205-2)	133,000.00		
Uniform Fire Safety Code (1265-0306-1)	200.00		
Sayreville Conservation Core (1385-0385-1)	15,000.00		
Sayreville Conservation Core (1385-0385-2)	4,250.00		
Commuter Parking (1414-0414-1)	5,000.00		
Commuter Parking (1414-0414-2)	10,000.00		
Cable Access Channel (1425-0184-1)	5,000.00		
Cable Access Channel (1425-0184-2)	22,000.00		
Electricity (1430-0930-2)	28,000.00		
Street Lighting (1435-0410-2)	25,000.00		
Public Employee Retirement System (1471-4010-2)	18,000.00		
LOSAP (1477-4060-2)	17,000.00		
	<u>\$ 434,450.00</u>		<u>\$434,450.00</u>

**WATER UTILITY**

Interest on Bonds \$ 25,000.00  
(1522-7130-2)

Water Other Expense 25,000.00  
(1502-7020-2)

\$ 25,000.00 \$ 25,000.00

/s/ Mary J. Novak, Councilwoman  
(Admin. & Finance Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien, Mayor

**RESOLUTION #2018-401**

**RESOLUTION OF THE BOROUGH OF SAYREVILLE,  
IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY  
AUTHORIZING THE ISSUANCE OF EMERGENCY NOTES IN  
THE AMOUNT OF \$300,000 TO FUND AN EMERGENCY  
APPROPRIATION AUTHORIZED PURSUANT TO A RESOLUTION  
ADOPTED BY THE BOROUGH ON OCTOBER 22, 2018;  
AND PROVIDING FOR OTHER DETAILS OF SAID ISSUE**

**WHEREAS**, an emergency has arisen with respect to Legal Services, Other Expenses and no adequate provision was made in the 2018 budget for the aforesaid purpose; and

**WHEREAS**, the Borough of Sayreville, in the County of Middlesex, State of New Jersey (the "Borough") has made an emergency appropriation, in the amount of \$300,000 pursuant to a resolution adopted by the Borough on October 22, 2018; and

**WHEREAS**, the Borough hereby desires to authorize emergency notes in order to fund such appropriation;

**NOW, THEREFORE BE IT RESOLVED (by not less than two-thirds of the full membership of the governing body affirmatively concurring) as follows:**

SECTION 1. That Emergency Notes (the "Notes") in an amount of \$300,000 are hereby authorized to be issued. The Notes shall be issued in one series and shall be in such denomination or denominations, shall bear such number or numbers, such date or dates of issue and maturity, and such rate or rates of interest, as may be determined in the manner and in accordance with the applicable provisions of the Local Budget Law, constituting Chapter 4 of Title 40A of the Revised Statutes of New Jersey (the "Local Budget Law"). The Notes shall be entitled "Emergency Notes, Series 2018" or any other designation determined by the Chief Financial Officer of the Borough (the "Chief Financial Officer").

SECTION 2. That all of the Notes shall be signed by the manual or facsimile signatures of the Mayor of the Borough and the Chief Financial Officer and the corporate seal of the Borough shall be affixed thereto, attested by the manual signature of the Clerk of the Borough, and shall be payable, both as to principal and interest, to the purchaser thereof, and shall be in substantially the form as attached hereto as Exhibit A and made a part hereof.

SECTION 3. That the Chief Financial Officer be and she hereby is authorized and directed to determine all matters in connection with the Notes not determined by this or a subsequent resolution and his signature upon the Notes shall be conclusive as to such determinations.

SECTION 4. That the Chief Financial Officer be and she hereby is authorized to take all actions necessary to sell the Notes at public or private sale in such amounts as she may determine at not less than par and to deliver the same to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.

SECTION 5. That any instrument issued pursuant to this resolution shall be a general obligation of the Borough, and the Borough's full faith and credit are hereby pledged to the punctual payment of the principal of and interest on said obligations and, unless otherwise paid

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or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

SECTION 6. That the Chief Financial Officer is hereby authorized and directed to report in writing to the Borough Council at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this resolution is made, such report to include the principal amount, description, interest rate and maturity of the Notes sold, the price obtained and the name of the purchaser.

SECTION 7. That the Mayor of the Borough, the Chief Financial Officer and the Clerk of the Borough are hereby authorized to execute all documents necessary for the sale and delivery of the Notes.

SECTION 8. The Borough intends to issue the Notes in order to finance the cost of the emergency appropriation described above. The Borough expects that the maximum principal amount of notes which will be issued to finance such costs is \$300,000. If the Borough incurs any such costs prior to the issuance of the Notes, the Borough intends to reimburse itself for such expenditures with the proceeds of the Notes.

**SECTION 9. The Notes may be renewed from time, but the Notes (and any renewals thereof) shall mature on or before December 31, 2019.**

**SECTION 10. This resolution shall take effect immediately.**

/s/ Mary J. Novak, Councilwoman  
(Admin. & Finance Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/Kennedy O'Brien, Mayor

**RESOLUTION #2018 -402**

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE  
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY,  
AUTHORIZING THE BOROUGH ATTORNEY TO ORDER A TITLE SEARCH**

**WHEREAS**, K-LAND is the owner of certain property designated on the Sayreville Tax Map as Block 367.01 Lot 1 (Prime Parcel); and

**WHEREAS**, the Borough of Sayreville wishes to purchase the property designated as Block 367.01 Lot 1 (Prime Parcel); and

**WHEREAS**, before purchasing said property the Borough of Sayreville wishes to secure a title search of said property; and

**BE IT AND IT IS HEREBY RESOLVED** that the Borough Attorney is authorized to order a title search for the property designated on the Borough of Sayreville Tax Map as Block 367.01 Lot 1.

/s/ Mary J. Novak, Councilwoman  
(Admin. & Finance Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/Kennedy O'Brien, Mayor

- **CFO - Denise Biancamano** - No Report
  - **BOROUGH ENGINEER - Jay Cornell** - No Report
  - **BOROUGH ATTORNEY - Michael DuPont** - No Report
- **PUBLIC PORTION**

At this time the Mayor opened the meeting to the Public for questions or comments on any and all matters.

Those appearing were:

- Steve Melanaski, 28 Scarlett Drive, Parlin

Questioned the Bond matter he asked about at the last meeting.  
CFO Biancamano responded.

He then asked about the COAH Pro forma.

The Borough Attorney responded that the Judge approved the Housing Plan last Friday. He said that he also asked Susan Gruel if she had completed the Pro forma and she indicated that she had not. He said that he will follow up with her.

- Jim Robinson, 11 Borelle Square

He congratulated Councilman McGill.

Thanked all involved in getting the second COAH Settlement approved.

Questioned what Class Mr. Kevin Kelly will be taking on the Planning Board.  
Mayor said that he will get the information.

Questioned the status of the Title Search on the Prime Property purchase.  
Mr. DuPont said that his office ordered the Title Search but they have not received it yet.

Mr. Robinson asked what other action if any would need taken care of.

Mr. DuPont said that he did not believe any further action would need to be taken. He said that when the Title Search is received he will be sending it to Mr. Kaplan's attorney for review and if there are no further issues a closing date will be selected.

- Ruth Ann Mahoney, 2 Gerard Place, Parlin

Asked if the police had a chance to look at the pedestrian crossing on Ernston Road by the Shop Rite.

Business Admin. is still waiting for a report from PD.

Steve Melanaski, Scarlett Drive

Asked how the traffic flow would be addressed during the time the Borough upgrades the roadway along Main Street.

Council President Kilpatrick said that there is a traffic detour, however it is going to be a massive inconvenience. The work would most likely commence in the spring.

- There were no further appearances.

**Councilman Buchanan moved the public portion be closed. Seconded by Council President Kilpatrick.**

Roll Call – Voice Vote, all Ayes.

- **ADJOURNMENT**

No further business. **Council President Kilpatrick moved to adjourn the Council Session. Motion was seconded by Councilwoman Novak.**

Roll Call: All ayes.

Time 7:58 P.M.

Respectfully submitted,

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Theresa A. Farbaniec, RMC  
Municipal Clerk

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Date Approved